



General Assembly

January Session, 2007

Amendment

LCO No. 8506

HB0726908506HDO

Offered by:
REP. DARGAN, 115th Dist.

To: Subst. House Bill No. 7269

File No. 649

Cal. No. 522

"AN ACT CONCERNING CRIMINAL HISTORY BACKGROUND CHECKS, CHILD PORNOGRAPHY, REPEATED FALSE ALARMS AND THE DESTRUCTION OF SEIZED FIREWORKS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 29-136 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2007*):

5 (a) Upon receipt of an application for an amusement license, the
6 Commissioner of Public Safety or the commissioner's designee shall
7 investigate and, in accordance with the frequency schedule adopted in
8 regulations by the commissioner pursuant to subsection (e) of this
9 section, inspect in full the location, equipment, paraphernalia,
10 mechanical amusement rides and devices in respect to such
11 amusement and all other matters relating thereto and shall determine
12 whether or not such amusement will be reasonably safe for public
13 attendance and may make reasonable orders concerning alterations,
14 additions or betterments to the equipment, paraphernalia, mechanical

15 amusement rides and devices, and concerning the character and
16 arrangement of the seating, means of egress, lighting, fire-fighting
17 appliances, fire and police protection and such other provisions as
18 shall make the amusement reasonably safe against both fire and
19 casualty hazards.

20 (b) When any serious physical injury, as defined in subdivision (4)
21 of section 53a-3, or death occurs in connection with the operation of
22 any amusement ride or device, the owner of such ride or device shall,
23 within four hours after such occurrence, report the injury or death to
24 the commissioner or the commissioner's designee. Not later than four
25 hours after receipt of any such report, the commissioner or the
26 commissioner's designee shall cause an investigation of the occurrence
27 and an inspection of the ride or device to determine the cause of such
28 serious physical injury or death. The commissioner or the
29 commissioner's designee may enter into any place or upon any
30 premises so licensed in furtherance of such investigation and
31 inspection. Unless otherwise authorized by the commissioner, no
32 amusement ride or device subject to the provisions of this chapter may
33 be operated or altered nor shall it be removed from the location where
34 such injury or death occurred for seventy-two hours after the time of
35 the receipt of the report.

36 (c) The owner of an amusement ride or device shall display signs, in
37 accordance with the patron safety regulations adopted by the
38 commissioner pursuant to subsection (e) of this section, on which is
39 written, at a minimum, the following statement, in letters at least two
40 inches in height: "State law requires patrons to obey all posted signs,
41 warnings and instructions and to behave in a manner that will not
42 cause or contribute to the injury of themselves or others. Injured
43 patrons or their adult guardians must report all injuries to
44 management before leaving. Disorderly conduct is punishable by up to
45 a five hundred dollar fine and up to three months imprisonment."
46 Such signs shall be posted in accordance with the patron safety
47 regulations adopted by the commissioner pursuant to subsection (e) of
48 this section and at any station for reporting an injury, any first aid

49 station and either (1) the entrance or exit to or from the premises
50 designated for patrons, or (2) any area or structure where patrons may
51 purchase admission or receive authorization to use an amusement ride
52 or device.

53 ~~[(c)]~~ (d) The Commissioner of Public Safety may grant variations
54 from, or approve equivalent or alternate compliance with, particular
55 provisions of this section or any regulation adopted under the
56 provisions of subsection ~~[(d)]~~ (e) of this section where strict compliance
57 with such provisions would result in exceptional practical difficulty or
58 undue hardship provided any such variation or approved equivalent
59 or alternate compliance shall, in the opinion of the Commissioner of
60 Public Safety, secure the public safety.

61 ~~[(d)]~~ (e) The commissioner ~~[may]~~ shall adopt regulations in
62 accordance with the provisions of chapter 54 to carry out the
63 provisions of this section.

64 Sec. 502. (NEW) (*Effective October 1, 2007*) (a) A patron of an
65 amusement, as defined in section 29-133 of the general statutes, or of a
66 public amusement park, as described in section 29-129 of the general
67 statutes, shall obey the patron safety regulations adopted by the
68 Commissioner of Public Safety pursuant to subsection (e) of section 29-
69 136 of the general statutes, as amended by this act.

70 (b) A security guard or law enforcement officer may detain a patron
71 of an amusement for a reasonable time for the purpose of summoning
72 a police officer to the premises of such amusement if such guard or
73 officer has reasonable cause to believe that the patron has violated the
74 patron safety regulations adopted by the commissioner pursuant to
75 subsection (e) of section 29-136 of the general statutes, as amended by
76 this act.

77 (c) Nothing in this section shall be construed as limiting or
78 otherwise affecting the liability of the owner of an amusement or
79 relieving the owner's responsibility to provide reasonable supervision
80 of patrons."